

DECLARATION AND POWER OF ATTORNEY (CIP Joint)

As below named inventors, we hereby declare that: our residence, post office address and citizenship are as stated below next to our name; that we verily believe ourselves to be the original, first and sole inventors of the improvement in **PAD ADJUSTABLE EQUALIZER FOR TWO WAY CABLE TRANSMISSION**

described and claimed in the foregoing specification; that we have reviewed and understand the contents of the above identified specification including the claims; that this application in part discloses and claims subject matter disclosed in our earlier filed pending application, Serial No. **09/426,624** filed **10/26/99** that as to the subject application, we do not know and do not believe that the same was ever known or used before our invention thereof or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States more than one year prior to said earlier application; that said common subject matter has not been patented or made the subject matter of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to said application, that we acknowledge our duty to disclose information of which we are aware which is material to the examination of this application, and that no application for patent or inventor's certificate or any PCT International application on said invention has been filed by us or our legal representatives or assigns in any country foreign to the United States, except as follows:

| FOREIGN APPLICATIONS, IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THE FILING DATE OF THIS APPLICATION | | | |
|--|--------------------|------------------------------------|--|
| Country | Application Number | Date of Filing (day/month/year) | Priority Claimed under 35 U.S.C. 119 |
| NIL | | | Yes ___ No ___ |
| | | | Yes ___ No ___ |
| ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THE FILING DATE OF THIS APPLICATION | | | |
| NIL | | | |
| | | | |

that, as to the subject matter of this application which is not common to said earlier application, we do not know and do not believe that the same was ever known or used in the United States before our invention thereof or more than one year prior to the date of this application, or in public use or on sale in the United States more than one year prior to the date of this application, and that said subject matter has not been patented or made the subject matter of an inventor's certificate issued in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to the date of this application, and that we acknowledge our duty to disclose information of which we are aware which is material to the examination of this application, and that no application for patent or inventor's certificate or any PCT International application on said invention has been filed by us or our legal representatives or assigns in any country foreign to the United States, except as follows: NIL

**Combined Declaration for Patent Application
and Power of Attorney (Continued) (CIP Joint)**

(includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER

4094W101/16270-13

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT International application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, We acknowledge the duty to disclose to the US Patent and Trademark Office all information known to us to be material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 and §1.63(e):

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR

| U.S. APPLICATIONS | | | STATUS (Check one) | |
|---------------------------------------|------------------|---------------------------------------|--------------------|-----------|
| U.S. APPLICATION NUMBER | U.S. FILING DATE | PATENTED | PENDING | ABANDONED |
| 5,990,929 | 08/14/98 | ✓ | | |
| 09/426,624 | 10/26/99 | | ✓ | |
| | | | | |
| PCT APPLICATIONS DESIGNATING THE U.S. | | | | |
| PCT APPLICATION NO. | PCT FILING DATE | U.S. SERIAL NUMBERS ASSIGNED (if any) | | |
| | | | | |
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| | | | | |

POWER OF ATTORNEY: As the named inventors we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

(List name and registration number)

George A. Rolston, Reg. No. 20,535

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**Combined Declaration for Patent Application
and Power of Attorney (Continued) (CIP Joint)**


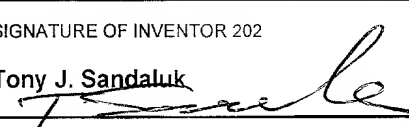
(includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER

4094W101/16270-13

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|-----|-------------------------|--|--|---|
| 201 | FULL NAME OF INVENTOR | FAMILY NAME Dan | FIRST GIVEN NAME Viorel | SECOND GIVEN NAME nil |
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| 202 | FULL NAME OF INVENTOR | FAMILY NAME Sandaluk | FIRST GIVEN NAME Anthony | SECOND GIVEN NAME J. |
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| 203 | FULL NAME OF INVENTOR | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| | RESIDENCE & CITIZENSHIP | CITY | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| | POST OFFICE ADDRESS | POST OFFICE ADDRESS | CITY | STATE & ZIP CODE/COUNTRY |

We hereby declare that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

| | | |
|--|--|---------------------------|
| SIGNATURE OF INVENTOR 201 Viorel Dan  | SIGNATURE OF INVENTOR 202 Tony J. Sandaluk  | SIGNATURE OF INVENTOR 203 |
| DATE May 23, 2001 | DATE May 23, 2001 | DATE |

**ASSOCIATE POWER OF ATTORNEY
AND
APPOINTMENT OF AGENT**

The undersigned:

GEORGE A. ROLSTON,
REG. No. 20,535
BARRISTER AND SOLICITOR
PATENT & TRADEMARK AGENT
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agent of record with full power of attorney in respect of the application (details below)
hereby appoints:

CHARLES N. J. RUGGIERO
Attorney and Patent Agent

with full address at:

OHLANDT, GREELEY, RUGGIERO & PERLE
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as my associate agent with full power to amend the specification, claims and drawings,
to prosecute any and all proceedings in respect thereof, to receive the Letters Patent
(Registration) granted thereon and to accept service of any proceedings in respect of
said application or Letters Patent (Registration) with the same effect as if the same had
been given or served upon the undersigned, and **requests that the Patent Office send
all papers of actions and notices to said:**

CHARLES N. J. RUGGIERO

in respect of said application and registration in pursuance of the Appointment.

Signed at Toronto this 29 day of MAY, 2001.

Re: **New US Patent Application**

Applicant: Anthony J. Sandaluk and Viorel Dan

**Title: PAD ADJUSTABLE EQUALIZER FOR TWO WAY CABLE
TRANSMISSION**

Inventor: Anthony J. Sandaluk and Viorel Dan


GEORGE A. ROLSTON